Docket No.: 0039-6348-2SRD REISSUE

.COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

> Re: Group Art Unit: 2824

> > Serial No.: 09/134,897 Filed: AUGUST 17, 1998

Applicant: TOMOHARU TANAKA

For: MULTI-STATE EEPROM HAVING WRITE-

VERIFY CONTROL CIRCUIT

OBLON SPIVAK McClelland MAIER **NEUSTADT** P.C.

ATTORNEYS AT LAW

ECKHARD H. KUESTERS (703) 413-3000 EKUESTERS@OBLON.COM

RAYMOND F. CARDILLO, JR. (703) 413-3000 RCARDILLO@OBLON.COM

Attached hereto for filing are the following papers:

RESPONSE TO ELECTION OF SPECIES REQUIREMENT PETITION FOR EXTENSION OF TIME (2 MONTHS)

Our check in the amount of \$ 420.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the abovenoted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND

MAIER & NEUSTAIDT, P.C.

Registration No. 28,870

Attorney of Record Raymond F. Cardillo, Jr.

Registration No. 40,440

Customer Number

22850

Tel. No. (703) 413-3000

Fax No. (703) 413-2220 1940 DUKE STREET ALEXANDRIA, VIRGINIA 2231- CO. TELEPHONE: 703-413-3000 FACSIMILE: 703-413-2220 WWW.OBLON.COM

TECHNOLOGY CENTER 2800

JAN 0 8 2004 SU

DOCKET NO: 0039-6348-2SRD REISSUE

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

TOMOHARU TANAKA : EXAMINER: TRAN, A.

• SERIAL NO.: 09/134,897

FILED: AUGUST 17, 1998 : GROUP ART UNIT: 2824

FOR: MULTI-STATE EEPROM HAVING: WRITE-VERIFY CONTROL CIRCUIT

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the communication dated October 8, 2003, and further in response to the Election of Species Requirement contained therein, Applicants herein provisionally elects the species noted in the requirement to be "A / Species of Figs. 1 and 3" without traverse and indicate Claims 1-119, 121-129, and 151-174 as being readable thereon.



Accordingly, it is urged that an Action on the merits as to elected Claims 1-119, 121-129, and 151-174 should be forthcoming.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,

MAIER & NEUSTADT, P.C.

Attorney of Record Registration No. 28,870 Raymond F. Cardillo, Jr. Registration No. 40,440

Customer Number

22850

Tel No.: (703) 413-3000 Fax No.: (703) 413-2220

EHK/RFC/jmp